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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION**

IN RE:

MCCLAIN FEED YARD, INC., et al.¹,

Debtors.

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CASE NO. 23-20084-RLJ-7

Jointly Administered

**OBJECTIONS OF CURTIS JONES FARMS, ET AL., TO TRUSTEE'S MOTION FOR
RULE 2004 EXAMINATION OF USDA DEALER TRUST CLAIMANTS**

TO THE HONORABLE ROBERT L. JONES, BANKRUPTCY JUDGE:

Curtis Jones Farms, Don Jones Farm, Inc., Don Jones Trucking, Inc., Kinsey Jones, Bar D Ranch Land & Cattle, Hines Cattle Company, LLC, Hines Farms, LLC, Riley Livestock, Inc., and Shaw & Shaw Farms Partnership, LLC (collectively referred to herein as the "Dealer Trust Claimants"), each of whom is a creditor and interested party in the above-captioned bankruptcy proceedings, file the following objections to the Trustee's Motion for Rule 2004 Examination of USDA Dealer Trust Claimants (the "2004 Motion") (Doc. 174):

1. The Dealer Trust Claimants object to the 2004 Motion because its request for production of documents is overly broad in scope, unlimited in time, and unduly burdensome to

¹ The Debtors in these Chapter 7 cases are: McClain Feed Yard, Inc. (Case No. 23-200084-RLJ), McClain Farms, Inc. (Case No. 23-20085-RLJ), and 7M Cattle Feeders, Inc. (Case No. 23-20086-RLJ)

the Dealer Trust Claimants. The Dealer Trust Claimants object to the Interrogatory on the grounds that it is unduly burdensome and beyond the proper scope of discovery under FRCP 26(b).

2. The primary objection to the Trustee's request for production of documents is that it is unlimited in time. The Trustee has offered no explanation for this unlimited request. The Dealer Trust Claimants submit that the request should be limited to the two-year period preceding the filing of these bankruptcy cases. The documents requested must be relevant and proportional to the needs of the case. *Lopez v. Don Herring, Ltd.*, 327 F.R.D. 567,573 (N.D. Tex. 2018).

3. The Interrogatory asks the Dealer Trust Claimants to create a document summarizing and describing the documents that are included in the request for production. This request is unlimited in time, unduly burdensome, and beyond the proper scope of discovery under FRCP 26(b). In lieu of creating the list of documents requested by the Trustee, the Dealer Trust Claimants have the right simply to produce the documents. The Trustee is equally capable of creating his own summary from the documents produced. *Lopez*, 327 F.R.D. at 579.

WHEREFORE, PREMISES CONSIDERED, the Dealer Trust Claimants pray that the Court deny the Trustee's 2004 Motion as written or, alternatively, limit the request for production of documents to the two-year period prior to the filing of these bankruptcy cases and expressly order that the Dealer Trust Claimants need not respond to the Trustee's Interrogatory.

Dated: March 4, 2024

Respectfully submitted,
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By: /s/Steven L. Hoard
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on March 4, 2024, a true and correct copy of the Objections of Curtis Jones Farms, et al., to Trustee's Motion for Rule 2004 Examination of USDA Dealer Trust Claimants was served on all counsel via the Court's ECF system.

/s/Steven L. Hoard
Steven L. Hoard